

AT CHANDIGARH

Date of Decision: 18.11.2022

..... Petitioners

..... Respondent

Present : Mr. Gaurav Datta, Advocate for the petitioner.

The petitioner through instant petition is seeking quashing of order dated 04.10.2022 (Annexure P-1) whereby learned Sessions Judge, Mansa has set aside order dated 08.09.2022 (Annexure P-2) passed by learned Additional Chief Judicial Magistrate, Mansa. The respondent in terms of Section 311 Cr.P.C moved an application before Trial Court seeking permission to place on record copy of order dated 20.07.2016 passed by Income Tax Officer.

Learned JMIC, declined application of the respondent, however, learned Sessions Judge, vide impugned order dated 04.10.2022(Annexure P-4) allowed revision petition of the respondent herein.

Learned counsel for the petitioner at the outset submits that the petitioner may be allowed to cross examine the witnesses who had led the evidence in the form of order dated 20.07.2016 passed by Income Tax Officer.

In view of limited prayer made by learned counsel for the petitioner and keeping in mind, principles of natural justice, learned Trial Court is directed to permit the petitioner to cross examine the witnesses who had led the evidence in form of order passed by the Income Tax Officer.

Disposed of.

(JAGMOHAN BANSAL)
JUDGE

18.11.2022

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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>